THE BOMBAY BORSTAL SCHOOLS ACT, 1929 (BOM. XVIII OF 1929).

G. N., H. D., No. 7311 (IV) (a), dated 5th March 1931 (B. G., Pt. I, p. 584). SS. 2 (2), 4 & 13

In exercise of the powers conferred by sub-section (*2*) of section 2 of the Bombay Borstal Schools Act, 1929 (Bom. XVIII of 1929), the Governor in Council is pleased to appoint the 1st April 1931 as the date with effect from which the said Act shall come into operation.

2. In exercise of the powers conferred by sections 4 and 13 of the said Act, the Governor in Council is further pleased to declare the Dharwar Juvenile Jail a Borstal School with effect from the 1st April 1931.

G. N., H. D., No. 6130/2, dated 25th November 1930 (B. G., Pt. I, p. 2901). S. 19 Dharwar Borstal School Rules, 1930.

Amended by G. N., H. D., No. 6130/2-II, dated 30th October 1931.
Amended by G. N., H. D., No. P. 98 (c), dated 31st May 1933.
Amended by G. N., H. D., No. 6130/2, dated 15th December 1936.
Amended by G. N., H. D., No. 9180/3-V, dated 10th March 1939.
Amended by G. N., H. D., No. 2726/4-C, dated 4th May 1940.
Amended by G. N., H. D., No. 3919/4, dated 18th September 1941.
Amended by G. N., H D., No. P. 186, dated 6th February 1942.
Amended by G. N., H. D., No. 9858/4, dated 27th November 1947.
Amended by G. N., H. D., No. 4615/5, dated 24th May 1948.

In exercise of the powers conferred by section 19 of the Bombay Borstal Schools Act, 1929 (Bom. XVIII of 1929), the Governor in Council is pleased to make the following rules for the control and management of the Borstal School at Dharwar which is to be established under section 4 (*1*) of the said Act, namely :—

1. *Short title.*—These rules may be called the Dharwar Borstal School Rules, 1930.

2. *Definitions.*—In these rules—
(*a*) " The Act " means the Bombay Borstal Schools Act, 1929.
(*b*) " School " means the Borstal School at Dharwar.

3. *Control and Management of the School.*—Subject to the orders of the Inspector General, the control and management of the school shall vest in the governor of the school.

4. *Appointments, Powers and Duties of Officials.*—The State Government shall appoint a governor and such other officials of the school as it thinks necessary. The governor and officials so appointed shall be subject to the rules laid down in the Bombay Jail Manual, except so far as those rules are inconsistent with the Act.

5. *Classification and Treatment of the Inmates.*—The inmates of the school shall be divided by the governor into the following grades according to their industry and good conduct, namely :—

(1) The ordinary grade.
(2) The special grade.
(3) The special star grade.
(4) The penal grade.

6. All pupils shall on reception be placed in the ordinary grade and promotion from one grade to another shall be regulated by close personal observation of the inmates, attention being specially paid to their general behaviour, their amenability to discipline and their attention to instruction both literary and industrial.

7. (1) An inmate shall remain in the *ordinary grade* for at least six months. During this period he shall be employed on manual labour commensurate with his physical condition and shall be carefully observed by the staff with special reference to his character, mental disposition and fitness for a special trade.

(2) An inmate shall be permitted to write at the cost of Government, one letter on his reception in the school. Thereafter during every two months of his detention in the school he shall, subject to good behaviour, be permitted to write two letters, one at his own cost and the other at the cost of Government and to have one interview with his relatives or friends.

(3) The dress of the inmate shall consist of—

Cap, white pork-pie Dungri.

Tunic, white kurta pattern, Dungri.

Shorts, white Dungri in summer, with an additional cotton woollen bandi in winter, which shall be plain grey without any stripes.

8. (1) A daily record shall be kept of the conduct and industry of each inmate in the ordinary grade. A register shall be kept for this purpose in which shall be recorded from day to day the words "very good," "good," "fair" or "bad" opposite each inmate's name. The register shall be examined once a week by the governor, who will then allot marks for each day, in figures, as follows, viz.:—

Very good	...	...	...	3 marks.
Good	...	...	...	2 marks.
Fair	...	...	...	1 mark.
Bad	...	...	...	No marks.

(2) The full marks for a month of 28 working days will therefore be 84, to which the governor shall have the power, when he thinks fit, to add 16 merit marks, making the monthly maximum of 100 marks.

(3) An inmate in the *ordinary grade* shall be required to earn at least 500 marks before he can be promoted to the *special grade*. If he is required to remain more than six months in the *ordinary grade*, the number of marks to be obtained by him for promotion shall be increased by such number as the governor may consider necessary.

9. (1) An inmate promoted to the *special grade* shall be placed in a trade suitable to his individual taste and capacity.

(2) Suject to the approval of the governor, he shall be permitted to write, during every month of his detention in the school, two letters, one at his own cost and the other at the cost of Government and to have one interview with his relatives or friends and to wear special uniform.

(3) The dress of the inmates shall consist of—

Cap, white pork-pie Dungri,

Tunic, white kurta pattern,

Dungri with a patch pocket on the left side,

Shorts, white Dungri.

(4) The inmate shall be allowed a gratuity at the rate of two annas per month.

10. (1) When, after close observation of his general demeanour and efficiency, the governor is satisfied that an inmate in the special grade can safely be placed in a position of special trust, he may be promoted to the "Special Star Grade". He shall then wear a distinctive badge. Such inmates may act as monitors in different capacities, and may be placed in authority over other inmates on parade, in workshops, playgrounds or in other situations where they can assist the administration in various capacities.

(2) *Dress.*—The ordinary dress shall be the same as for the special grade, except that a brass star 1″×1″ will be worn in front of the cap.

(3) The dress and privileges of monitors shall be as follows :—

Dress—

Cap, khaki, pork-pie, drill.
Tunic, khaki, kurta.
Shorts, khaki.
Shoes, chappals.

Privileges.—He shall be permitted to write, during every fortnight of his detention in the school, two letters, one at his own cost and the other at the cost of Government and to have one interview with his relatives or friends.

(4) An inmate in the special star grade shall be allowed a gratuity at the rate of four annas per month, and a monitor shall be allowed a gratuity at the rate of eight annas per month.

11. *Penal Grade.*—When an inmate in the ordinary grade is believed to be exercising a bad influence or is guilty of any serious misconduct, the governor shall place him in the penal grade for such period, as he may deem necessary, in the interest of the inmate himself or of others. For similar reasons an inmate in the special or special star grade may be placed in the ordinary or penal grade as the governor may think necessary. While in the penal grade, an inmate shall be employed in separation on hard and laborious work and shall forfeit all privileges including the gratuity, if any, allowed to him. The governor shall record in his Order Book particulars of every case in which he orders an inmate to be placed in the penal grade, with the reasons for such order, stating the period during which he is to be so retained. This record shall be placed before the Visiting Committees at each visit. If the inmate has been placed in the penal or ordinary grade from the special or special star grade, he shall not be restored to the grade from which he was degraded until he has served such period or periods in the inferior grades as the governor may determine.

12. *Hours of Work.*—All inmates, provided they are medically fit shall be required to labour for nine hours every working day. The day's work shall ordinarily be divided as follows :—

Drill and physical exercises or recreation, on alternate days.	...	...	1
Literary instruction	...	...	2
Manual work (including agriculture)	...	...	6

13. *Punishments.*—(1) The punishments which may be inflicted on an inmate of the school for offences specified in the Prisons Act, 1894, and the rules made thereunder shall be in the following form :—

(*i*) Formal warning,	Minor.
(*ii*) Change of labour,	
(*iii*) Forfeiture of gratuity for a period not exceeding 3 months,	
(*iv*) Reduction in grade for a period not exceeding 3 months,	
(*v*) Gunny clothing for a period not exceeding 3 months,	
(*vi*) Cellular confinement for not more than 7 days,	
(*vii*) Separate confinement for not more than 14 days,	
(*viii*) Deduction of marks up to a maximum of 50 at any one time,	
(*ix*) Penal grade not exceeding 1 month,	
(*x*) Deprivation of any of the privileges of the grade for a period not exceeding 3 months.	
(*xi*) Reduction in grade for more than 3 months,	Major.
(*xii*) Combination of any of the punishments, specified in clauses (*i*) to (*x*) above,	
(*xiii*) Cellular confinement for not more than 14 days,	
(*xiv*) Separate confinement for not more than 1 month,	
(*xv*) Deduction of marks over 50 but not exceeding 100 at any one time,	
(*xvi*) Penal grade exceeding 1 month,	
(*xvii*) Deprivation of any of the privileges of the grade for a period exceeding 3 months,	
(*xviii*) Corporal punishment with a light rattan which shall not exceed 15 stripes.	

(2) No punishment shall be awarded to any inmate by any official of the school except the governor or in his absence the official exercising his functions.

14. *Constitution of the Visiting Committee.*—(1) The Visiting Committee shall consist of eleven members. Of these, seven including the Chairman shall be officials and four shall be non-officials.

(2) The official members shall be the following :—

The District Magistrate, Dharwar.
The Chief Inspector of Certified Schools, State of Bombay.
The District Judge, Dharwar.
The Medical Officer of the School.
The Governor of the School.
The Educational Inspector, Southern Division.
The District Superintendent of Police, Dharwar.

(3) The four non-official members shall be nominated by the State Government from among the non-official members of the District Committee of the District Probation and After-Care Association, Dharwar.

(4) The District Magistrate, Dharwar, shall be the Chairman of the Committee. In the absence of the Chairman, the Senior Official member present shall act as chairman.

15. *Term of office.*—

(*i*) The term of office of an official member of the Committee shall continue so long as he holds the office in virtue of which he is such a member ;

(*ii*) the non-official members of the Committee shall hold office for a period of one year and for such further period, if any, as the State Government may by general or special order in that behalf direct :

Provided that if, during the aforesaid period any non-official member ceases to be a member of the District Committee of the District Probation and After-Care Association, Dharwar, the State Government may direct that such member shall cease to be a member of the Committee and thereupon his office shall be deemed to have become vacant ;

(*iii*) any casual vacancy among the non-official members shall be filled up by the nomination in manner provided in these rules of a person thereto who shall hold office so long only as the person in whose place he is nominated would have held if the vacancy had not occured ;

(*iv*) the non-official members nominated on the Committee shall be eligible for renomination on the expiry of the term of their office.

16. [*Deleted.*]

17. *Duties of the Visiting Committee*—It shall be the duty of the Visiting Committee—

(*a*) to visit the school. Every member of the Committee, other than the Governor shall visit the school individually, every month. A meeting of the Committee shall be held not less than once every quarter. Five members shall form a quorum at such meetings ;

(*b*) to inspect all parts of the school and see every inmate detained therein;

(*c*) to satisfy themselves that the necessary disciplinary and reformative measures are being carried out ;

(*d*) to give every inmate an opportunity of making an application or a complaint to them and to inquire into the same ;

(*e*) to inspect the records of—

(*i*) all inmates whose release falls due within three months of the date of the Commitee's meeting ; and

(*ii*) those inmates whose discharge on licence may be recommended to the Inspector General in accordance with sub-section (*1*) of section 14 of the Act ; and

(*f*) to inquire into the details of the past history, the nature of the offence, the conduct and character in the school, and the future intentions and prospects of every inmate whose case may be put before them for consideration by the governor of the school and, if they think fit, to recommend him to the Inspector General for discharge on licence.

18. The licence granted under sub-section (*1*) of section 14 of the Act shall be in the form of the schedule appended to these rules. The recommendation of the Visiting Committee shall state whether any society or responsible person is willing to take charge of the inmate under its or his supervision and to provide work for him and whether the inmate is willing to be placed under the authority and supervision of such society or person.

19. *Method of release on licence.*—An inmate discharged on licence under sub-section (*1*) of section 14 of the Act shall ordinarily be accompanied by a member of the school staff to the place of his destination. He shall be accompanied only as far as the steamer in Bombay.

20. *Measures on Release.*—When the release of an inmate is about to fall due, the Committee shall take such measures as it thinks fit. Such measures may include—

(*a*) sending the inmate to his home,

(*b*) finding employment for him, or

(*c*) otherwise assisting him.

20-A. *Award.*—The Committee may recommend the grant of an award not exceeding Rs. 20 to a deserving inmate. The amount so recommended shall be paid through the Probation Officer to such inmate if he does not go home or does not find any employment.

21. *Visitors' Book.*—A visitors' book shall be kept at the school in which shall be recorded the minutes of the proceedings of each meeting of the Committee. A copy of the proceedings of each meeting shall be sent to the Inspector General.

SCHEDULE.

Form of Order for Discharge on Licence.

[*Vide* rule 18.]

I, the Inspector General of Prisons, State of Bombay, do by this licence permit , son of , caste , residence , number , who was ordered to be detained in a Borstal School by the Court of , under section of the Bombay Borstal Schools Act, 1929 (Bom. XVIII of 1929), for a term of on the day of 19 , and who is now detained in the Borstal School at Dharwar, to be discharged from the said school on condition that he be placed under the care, supervision and authority of during the remaining portion of the aforesaid period of detention.

This licence is granted subject to the conditions endorsed hereon, upon the breach of any of which it will be liable to be revoked.

Inspector General of Prisons, State of Bombay.

Conditions.

1. The licensee shall proceed to, and live under the authority of until the expiry of the term for which he was ordered to be detained in the Borstal School at Dharwar unless the licence is sooner revoked.

2. He shall not, without the consent of the said remove from that place, or any other place which may be named by the said

3. He shall obey such instructions as he may receive with regard to punctual and regular attendance at employment or otherwise.

4. He shall abstain from any violation of the law and shall lead a sober and industrious life to the satisfaction of the said

5. This licence may be revoked at any time by the Inspector General under section 15 (*1*) of the Act either of his own accord or at the request of the said and upon such revocation the licensee shall be detained in a Borstal School until the expiry of the term for which he was ordered to be detained in such school.

6. If the licensee removes himself from the supervision and authority of the said this licence shall be deemed to have been revoked under section 15 (*2*) of the Act from the date from which he has so removed himself.

I hereby acknowledge that I am aware of the abovenamed conditions which have been explained to me.

Signature or mark of the inmate of the Borstal School at Dharwar.

Certified that the conditions specified in the above order for discharge on Licence have been read over to the inmate named in the said order, and that he has accepted them as the conditions under which he is discharged before the expiry of the term of his detention.

Governor,
Borstal School at Dharwar.

Certified that the inmate named in the above order for discharge on licence has been discharged on and made over to

Governor,
Borstal School at Dharwar.

(Here the signature of the person under whose supervision and authority the inmate is required to live.)

THE BOMBAY LOCAL FUND AUDIT ACT, 1930 (BOM. XXV OF 1930).

G. N., G. D., No. 7679, dated 23rd March 1931 (B. G., Pt. I, p. 666). S. 4

In exercise of the powers conferred by section 4 of the Bombay Local Fund Audit Act, 1930 (Bom. XXV of 1930), the Government of Bombay is pleased to declare that the accounts of the following local authorities shall be subject to audit under the said Act, viz. :—

(1) Taluka Local Boards,
(2) District Local Boards,
(3) Municipalities, and
(4) School Boards constituted under the Bombay Primary Education Act, 1923.

G. N., G. D., No. 7679, dated 11th December 1931 (B. G., Pt. I-A, p. 355). S. 15 Bombay Local Fund Audit Rules, 1931.

Amended by G. N., G. D., No. 7679, dated 1st September 1932.
Amended by G. N., G. D., No. 7679, dated 6th March 1934.
Amended by G. N., G. D., No. 9270, dated 4th February 1935.
Amended by G. N., G. D., No. 1384/33, dated 1st July 1938.

In exercise of the powers conferred by section 15 of the Bombay Local Fund Audit Act, 1930 (Bom. XXV of 1930), the Government of Bombay is pleased to make the following rules for the audit of accounts of the local authorities whose accounts are declared to be subject to audit under the said Act :—

1. *Short title.*—These rules may be called the Bombay Local Fund Audit Rules, 1931.

2. *Definitions.*—In these rules—
(*a*) " Act " means the Bombay Local Fund Audit Act, 1930.
(*b*) " A special audit " means an audit of accounts pertaining to a specified item or series of items requiring thorough examination.
(*c*) " A detailed audit " means an audit of accounts for the whole year.
(*d*) Expressions which have been defined in the Act shall have the same meaning assigned to them unless the context requires a different interpretation.

3. *Audit of accounts of local authorities by auditors.*—The accounts of the local authorities whose accounts are subject to audit under section 4 of the Act shall be audited by auditors of the Local Audit Department, who are hereby appointed to be auditors under section 3 (*a*) of the Act, under the direction and control of the Examiner :

Provided that nothing in this rule shall prevent the Examiner from carrying out himself an inspection or audit of accounts of any local authority at his discretion.

4. *Requisitions under section 6 to be sent by registered post or by messenger.*—The requisitions referred to in clauses (*a*) and (*b*) of sub-section (*1*) of section 6 of the Act shall be made by the auditor and shall be sent to the Chief Officer or Administrative Officer, as the case may be, or, in his absence, to the Secretary or other head of the ministerial establishment of the local authority by registered post or messenger. If the requisition is sent by messenger an acknowledgment from the officer concerned with the date of receipt shall be obtained in the transit book in Form No. 1 appended to these rules.